IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.3658 OF 2002.
IN
FIRST APPEAL ST.NO.28760 OF 2002.

Irrigation Department, Ujani
Canal Division No.5, Pandharpur. ... Applicant.
Versus.
Pandurang Changdeo More & ors. ... Respondents.

CORAM : ABHAY S.OKA, J.
DATED : 7th April, 2006.

P.C.:

1. None appears for the Respondents no.1 and 2. If the entire decretal amount is deposited by the Applicant in the trial Court within a period of six weeks from today, the Civil Application will stand allowed in terms of prayer clause (a). If the amount is not deposited within the stipulated time, the interim relief will stand vacated without reference to the Court.

2. If the amount is deposited within the stipulated time, the Respondents Nos.1 and 2 will be entitled to withdraw the said amount on furnishing bank guarantee of any nationalised bank to the satisfaction of the trial Court. If the amount deposited by the Applicant is not withdrawn by the Respondents Nos.1 and 2 within a period of four months from the date of deposit of the said amount, the trial Court will invest the said amount in fixed deposit in any nationalised Bank initially for a period of three years and thereafter the fixed deposit will be renewed from year to year till the disposal of the First Appeal.

Judge.